

COWLES COUNCIL CHAMBERS
491 E. PIONEER AVENUE
HOMER, ALASKA
www.cityofhomer-ak.gov



REGULAR MEETING
6:00 P.M. MONDAY
NOVEMBER 26, 2012

MAYOR BETH WYTHE
COUNCIL MEMBER FRANCIE ROBERTS
COUNCIL MEMBER BARBARA HOWARD
COUNCIL MEMBER DAVID LEWIS
COUNCIL MEMBER BRYAN ZAK
COUNCIL MEMBER BEAUREGARD BURGESS
COUNCIL MEMBER JAMES DOLMA
CITY ATTORNEY THOMAS KLINKNER
CITY MANAGER WALT WREDE
CITY CLERK JO JOHNSON

REGULAR MEETING AGENDA

Committee of the Whole 5:00 p.m. in Homer City Hall Cowles Council Chambers.

1. CALL TO ORDER, PLEDGE OF ALLEGIANCE

Department Heads may be called upon from time to time to participate via teleconference.

2. AGENDA APPROVAL

(Addition of items to or removing items from the agenda will be by unanimous consent of the Council. HCC 1.24.040.)

3. PUBLIC COMMENTS UPON MATTERS ALREADY ON THE AGENDA

4. RECONSIDERATION

5. CONSENT AGENDA

(Items listed below will be enacted by one motion. If separate discussion is desired on an item, that item may be removed from the Consent Agenda and placed on the Regular Meeting Agenda at the request of a Councilmember.)

- A. Homer City Council unapproved Special Meeting minutes of October 15, 22, and November 2, 2012 and Regular Meeting minutes of October 22, 2012. City Clerk. Recommend adoption.

- B. **Memorandum 12-170**, from Deputy City Clerk, Re: Application for Liquor License Renewal for Boardwalk Fish and Chips and a New Liquor License Application for the Sourdough.
- C. **Memorandum 12-171**, from Mayor, Re: Appointment of Larry Slone to the Planning Commission.

6. VISITORS

- A. Mark Roth, Cook Inlet Aquaculture Board, 10 minutes
- B. Monte Davis, Chamber of Commerce, Funding for Marketing, 10 minutes

7. ANNOUNCEMENTS/PRESENTATIONS/BOROUGH REPORT/COMMISSION REPORTS

- A. **Mayor's Proclamation** – Karen Hornaday Park: Homer Playground Project (HoPP), Homer Little League and City of Homer
- B. **Mayor's Proclamation** – The City of Homer Parks and Community Recreation Program - Alaska Recreation and Park Association - 2011 Outstanding Organization Award
- C. **Mayor's Proclamation** – November as Pancreatic Cancer Awareness Month
- D. **Mayor's Proclamation** – Jerry Lawver, Lead Operator, Alaska Rural Water Association 2012 Water Operator of the Year
- E. Homer High School Students and Mayor Wythe Letters, re: Roundabouts
- F. Memorandum 12-177 from Community and Economic Development Coordinator Koester, re: Domestic Violence and Sexual Assault Prevention: The Green Dot Strategy
- G. Certificate of Achievement for Excellence in Financial Reporting to Finance Department
- H. Borough Report
- I. Commissions/Board Reports:
 - 1. Library Advisory Board

2. Homer Advisory Planning Commission
3. Economic Development Advisory Commission
4. Parks and Recreation Advisory Commission
5. Port and Harbor Advisory Commission

8. PUBLIC HEARING(S)

- A. **Ordinance 12-47**, An Ordinance of the City Council of Homer, Alaska, Appropriating Funds for the Calendar Year 2013 for the General Fund, the Water-Sewer Fund, the Port/Harbor Fund, Debt Funds, and Capital Reserve Funds (Conditional Expenditures). City Manager. Introduction October 22, 2012, Public Hearings November 26 and December 10, 2012, Second Reading December 10, 2012.

Resolution 12-088, A Resolution of the City Council of Homer, Alaska, Maintaining the City of Homer Fee Schedule at the Current Rates. City Clerk. Follows Budget Ordinance 12-47 schedule.

Resolution 12-089, A Resolution of the City Council of Homer, Alaska, Maintaining the Port of Homer Terminal Tariff No. 600. City Clerk. Follows Budget Ordinance 12-47 schedule.

- B. **Ordinance 12-48**, An Ordinance of the City Council of Homer, Alaska, Amending the Official Road Maintenance Map of the City of Homer by Adding Kestrel Circle and a Portion of Golden Plover Avenue as Urban Road. City Manager/Public Works Director. Introduction October 22, 2012, Public Hearing and Second Reading November 26, 2012.

Memorandum 12-162 from Public Works Inspector as backup.

- C. **Ordinance 12-49**, An Ordinance of the City Council of Homer, Alaska Appropriating \$20,000 from the Homer Accelerated Roads and Trails Fund (HART) for the Purpose of Conducting Survey Work and Engineering / Cost Estimating to Determine the Cost of Constructing the Initial One Half Mile of the Proposed Kachemak Drive Non-Motorized Pathway in Accordance with Resolution 12-079(S). Mayor/City Council. Introduction October 22, 2012, Public Hearing and Second Reading November 26, 2012.

Memorandums 12-163, 12-164, and 12-165 from Kachemak Drive Path Committee as backup.

- D. **Ordinance 12-50**, An Ordinance of the City Council of Homer, Alaska, Accepting and Appropriating a Grant Award from the Rasmuson Foundation in the Amount of \$18,852 for Collection Enhancement and Authorizing the City Manager to Execute the Appropriate Documents. City Manager/Library Director. Introduction October 22, 2012, Public Hearing and Second Reading November 26, 2012.

Memorandum 12-166 from Library Director as backup.

- E. **Ordinance 12-51**, An Ordinance of the City Council of Homer, Alaska, Amending the FY 2012 Capital Budget by Appropriating \$212,270 from the Homer Accelerated Roads and Trails Fund (HART) to Re-Pave Fish Dock Road and Construct Improvements to Outer Dock Road and Appropriating \$100,000 from the General Fund Reserves / Fund Balance for a Reimbursable Economic Development Grant to Fund the Homer Tidal Power Incubator Project. Mayor. Introduction October 22, 2012, Public Hearing and Second Reading November 26, 2012.

9. ORDINANCE(S)

- A. **Ordinance 12-53**, An Ordinance of the Homer City Council, Amending HCC 9.16.010(A) and HCC 9.16.040, and Repealing and Reenacting HCC 9.16.100 Reinstating on a Year-Round Basis the City of Homer Sales Tax Imposed on Sales of Non Prepared Foods. Zak. Recommended Dates: Introduction November 26, 2012, Public Hearing And Second Reading December 10, 2012.

- B. **Ordinance 12-54**, An Ordinance of the Homer City Council, Amending HCC 9.16.040 and HCC 9.16.100 to Make Certain Categories of Nonprepared Foods Subject to the City of Homer Sales Tax on a Year-Round Basis. Lewis. Recommended Dates: Introduction November 26, 2012, Public Hearing And Second Reading December 10, 2012.

- C. **Ordinance 12-55**, An Ordinance of the City Council of Homer, Alaska, Accepting and Appropriating an Alaska Highway Safety Program Grant for DUI Enforcement and Authorizing the City Manager to Execute the Appropriate Documents. City Manager/Police Chief.

Memorandum 12-172 from Police Chief as backup.

- C. **Ordinance 12-56**, An Ordinance of the City Council of Homer, Alaska, Accepting and Appropriating an Online With Libraries (OWL) Grant in the Amount of \$4,760.00 for a

Temporary Part-Time IT Aide for the Public Library and Authorizing the City Manager to Execute the Appropriate Documents. City Manager/Library Director. Recommended Dates: Introduction November 26, 2012, Public Hearing and Second Reading December 10, 2012.

Memorandum 12-173 from Library Director as backup.

- D. **Ordinance 12-57**, An Ordinance of the City Council of Homer, Alaska, Amending the FY 2012 Capital Budget by Appropriating an Additional \$101,250 from the General Fund Balance for Completion of the Nick Dudiak Fishing Lagoon Dredging Project. City Manager/Public Works Director/Port and Harbor Director. Recommended Dates: Introduction November 26, 2012, Public Hearing and Second Reading December 10, 2012.

Memorandum 12-169 from City Manager as backup.

Memorandums 12-156 and 12-147 from Public Works Director as backup.

10. CITY MANAGER'S REPORT

- A. City Manager's Report
- B. Bid Report
- C. Games Report
 - 1. Alaska State Elks Association – Homer Elks Lodge 2127

11. CITY ATTORNEY REPORT

12. COMMITTEE REPORT

- A. Public Arts Committee
- B. Transportation Advisory Committee
- C. Permanent Fund Committee
- D. Lease Committee

- E. Port and Harbor Improvement Committee
- F. Employee Committee Report
- G. Water and Sewer Rate Task Force

13. PENDING BUSINESS

14. NEW BUSINESS

- A. **Memorandum 12-174**, from City Clerk, Re: Vacation of the 20-Foot Pedestrian Easement Within Tract A-1 Dedicated by Alfred Anderson Subdivision Pratt Museum Replat (Plat HM 2008-75); and Vacate the 10-Foot Utility Easement Along the West Boundary of Lot 14-A and 15-A Granted by Bunnell's Subdivision No. 17 (Plat HM 86-44) and the 10-Foot Utility Easement Along the West Boundary of Lot 15-A-1 Granted by Bunnell's Subdivision 1996 Pratt Museum Addition (Plat HM 97-13); Within Section 19, Township 6 South, Range 13 West, Seward Meridian, Alaska; the City of Homer and Within the Kenai Peninsula Borough; KPB File 2012-160; Location: City of Homer.
- B. **Memorandum 12-175**, from City Clerk, Re: Post Travel Authorization for Councilmember Dolma to Attend the Alaska Municipal League 62nd Annual Local Government Conference in Anchorage, Alaska, November 12 - 16, 2012.

15. RESOLUTIONS

- A. **Resolution 12-095**, A Resolution of the Homer City Council Adopting an Alternative Allocation Method for the FY 13 Shared Fisheries Business Tax Program and Certifying That This Allocation Method Fairly Represents the Distribution of Significant Effects of Fisheries Business Activity in the Cook Inlet Fisheries Management Area. City Manager.
- D. **Resolution 12-096**, A Resolution of the City Council of Homer, Alaska, Approving a New Two Year Contract in the Amount of \$40,000 Per Year with Anderson Group, LLC for Legislative Consulting and Lobbying Services. City Manager.
- C. **Resolution 12-097**, A Resolution of the City Council of Homer, Alaska, Expressing Support for a Code Blue Grant Application in the Amount of \$153,000 for a New Ambulance, Authorizing the City Manager to Execute the Appropriate Documents, and

Pledging that it will Appropriate the Required Ten Percent Match (\$17,000) if the Grant is Awarded. City Manager/Fire Chief.

Memorandum 12-176 from Fire Chief as backup.

- D. **Resolution 12-098**, A Resolution of the City Council of Homer, Alaska, Awarding a Contract to Pacific Pile and Marine, LP, of Seattle, Washington, in an Amount Not to Exceed \$25,000 for Fender Pile Removal at the Deep Water Dock and Authorizing the City Manager to Execute the Appropriate Documents. City Clerk/Port and Harbor Director.
- E. **Resolution 12-099**, A Resolution of the City Council of Homer, Alaska, Approving a Memorandum of Agreement Between the Homer Playground Project (HoPP), The Homer Foundation, and the City of Homer Regarding Future Maintenance and Oversight Responsibilities for the New Playground at Karen A. Hornaday Hillside Park. City Manager.
- F. **Resolution 12-100**, A Resolution of the City Council of Homer, Alaska, Authorizing Participation in the Community Development Block Grant Program. City Manager.
- G. **Resolution 12-101**, A Resolution of the City Council of Homer, Alaska, Acknowledging the October 2012 Surplus Equipment Bid Results. City Clerk.

16. COMMENTS OF THE AUDIENCE

17. COMMENTS OF THE CITY ATTORNEY

18. COMMENTS OF THE CITY CLERK

19. COMMENTS OF THE CITY MANAGER

20. COMMENTS OF THE MAYOR

21. COMMENTS OF THE CITY COUNCIL

22. ADJOURNMENT

Next Regular Meeting is Monday, December 10, 2012 at 6:00 p.m. and Committee of the Whole 5:00 p.m. All meetings scheduled to be held in the City Hall Cowles Council Chambers located at 491 E. Pioneer Avenue, Homer, Alaska.